In the High Court of Punjab and Haryana, Chandiarh.

CR No. 2667 of 2007.
Date of decision:12.07.2007.

Naranjan Singh ....Petitoner

Versus

Kartar Singh ....Respondent.

CORAM: HON'BLE MR. JUSTICE PERMOD KOHLI.

Present: Mr. Vijay Rana, Advocate, for the petitioner.
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PERMOD KOHLI, J. (ORAL)

In a suit filed by the plaintiff-respondent for permanent injunction, an application under Order 39 Rules 1 & 2 of the Code of Civil Procedure for grant of interim injunction was moved. The learned trial Court vide its order dated 01.06.2005, restrained the petitioner from interfering in the peaceful use and enjoyment of the tube-well connection in dispute on the basis of the jamabandi for the year 2000-2001 showing the joint possession between the parties as co-sharers. The appeal preferred by the present petitioner in the Court of learned Additional District Judge,

Jalandhar, resulted in dismissal. The learned Lower Appellate Court, thus, upheld the findings and order of the learned Trial Court. This revision is against the aforesaid order.

I have perused the impugned judgment.

In view of the prima-facie evidence of the joint possession of the co-sharers, the contention of the learned counsel for the petitioner that

there had been some partition which is yet to be proved, cannot be accepted. I do not find any merit in this revision and the same is hereby dismissed. No costs.

(PERMOD KOHLI)
JUDGE

July 12, 2007
BLS